

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

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ORACLE USA, INC., a Colorado )  
Corporation; ORACLE AMERICA, )  
INC., a Delaware corporation, )  
and ORACLE INTERNATIONAL )  
CORPORATION, a California )  
corporation, )  
Plaintiffs, )  
vs. ) No. 2:10-cv-000106  
LRH-PAL  
RIMINI STREET, INC., a )  
Nevada corporation; SETH )  
RAVIN, an individual, )  
Defendants. )

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VIDEOTAPED DEPOSITION OF RICHARD ALLISON

Tuesday, December 20, 2011

PAGES 1 - 280

<p>1 [REDACTED]</p> <p>Page 162</p>	<p>1 [REDACTED]</p> <p>Page 164</p>
<p>1 [REDACTED]</p> <p>Page 163</p>	<p>1 [REDACTED]</p> <p>10 Q. Okay. Have you or your group been  11 specifically -- or have you or your group been  12 involved in analyzing contracts for purposes of this  13 litigation?  14 A. So there are, specific to this litigation, 12:42:30  15 there are the agreements that were submitted to  16 yourselves for your customer -- for Rimini's  17 customers --  18 Q. Uh-huh.  19 A. -- with an analysis of -- of use rights and  20 copying rights and things along those lines. You  21 were provided a summary of that. I did talk to the  22 attorneys before they -- to talk about the  23 methodology for doing so.  24 Q. Uh-huh.  25 A. This was similar to the -- what we did for 12:42:58</p> <p>Page 165</p>

Pages 162 to 165

<p>1 the SAP TomorrowNow case.</p> <p>2 <b>Q. Okay. And are you talking about the</b></p> <p>3 <b>spreadsheet that we received just last week, like --</b></p> <p>4 A. Spreadsheet, in addition, I think, to the</p> <p>5 agreements --</p> <p>6 <b>Q. Uh-huh.</b></p> <p>7 A. -- if I'm not mistaken.</p> <p>8 <b>Q. Uh-huh. It was a spreadsheet that listed</b></p> <p>9 <b>specific contractual terms?</b></p> <p>10 A. Correct.</p> <p>11 <b>Q. Okay. And that was produced to us just</b></p> <p>12 <b>last week. Did you review it?</b></p> <p>13 A. I reviewed the -- I reviewed the specific</p> <p>14 custom- -- basically I was -- I gave them a few</p> <p>15 random numbers to give them to me so I could review</p> <p>16 those versus the agreements to ensure that that was</p> <p>17 being done the way that I thought it should be done. 12:43:29</p> <p>18 <b>Q. Uh-huh.</b></p> <p>19 A. So I didn't review -- I didn't review every</p> <p>20 single one of those contracts in every single</p> <p>21 summary.</p> <p>22 <b>Q. Okay.</b></p> <p>23 A. So I reviewed the methodology.</p> <p>24 <b>Q. Okay.</b></p> <p>25 A. I reviewed the summary for several</p> <p style="text-align: right;">Page 166</p>	<p>1 <b>Q. Okay. What terms did you instruct the</b></p> <p>2 <b>lawyers to look for?</b></p> <p>3 A. Again, I don't remember the specific</p> <p>4 conversation, but they were looking at -- I know</p> <p>5 they were looking at the rights granted section --</p> <p>6 <b>Q. Uh-huh. 12:45:00</b></p> <p>7 A. -- of the agreements, any other</p> <p>8 restrictions, like to copy, use, site, things like</p> <p>9 that that occurred.</p> <p>10 <b>Q. Copy, use --</b></p> <p>11 A. And site restrictions.</p> <p>12 <b>Q. Site restrictions. Any others?</b></p> <p>13 A. Off the top of my head, no. But, again,</p> <p>14 the agreements, I believe, in their entirety were</p> <p>15 provided to yourself, so --</p> <p>16 <b>Q. We'll look at a couple in just a minute.</b></p> <p>17 <b>Why don't we do that now and you can tell me -- and</b></p> <p>18 <b>just like how you reviewed a handful, I have just a</b></p> <p>19 <b>handful. I mean, we're not going to go through all 12:45:24</b></p> <p>20 <b>of those.</b></p> <p>21 A. Sure.</p> <p>22 <b>Q. We would be here for days. 12:45:34</b></p> <p>23 THE REPORTER: 6.</p> <p>24 MS. MARRIOTT: Okay.</p> <p>25 (Discussion off the record.)</p> <p style="text-align: right;">Page 168</p>
<p>1 customers to ensure that that was what I thought</p> <p>2 they should do.</p> <p>3 <b>Q. And what was the methodology?</b></p> <p>4 A. What was -- them going back to their</p> <p>5 contract systems, pulling up the agreements and</p> <p>6 looking to the -- the usage rights granted section,</p> <p>7 the rights granted sections and the copying --</p> <p>8 <b>Q. Uh-huh.</b></p> <p>9 A. -- the right to copy some other -- couple</p> <p>10 other sections. I'm going to have to look at the</p> <p>11 sheet and tell you what was on there. But off the</p> <p>12 top of my head, it might be a little more 12:44:00</p> <p>13 difficult.</p> <p>14 <b>Q. Okay. So pulling up the contracts -- did</b></p> <p>15 <b>you work with the lawyers on how to pull up the</b></p> <p>16 <b>contracts within Oracle system?</b></p> <p>17 A. No, the -- the attorneys that did that</p> <p>18 worked with Oracle internal folks to do so. I</p> <p>19 didn't instruct them on how to get the contracts.</p> <p>20 I'm assuming they worked with the contract</p> <p>21 organization for that.</p> <p>22 <b>Q. And I think you testified that you reviewed 12:44:33</b></p> <p>23 <b>a handful of -- a small sampling of the terms</b></p> <p>24 <b>identified for specific customers?</b></p> <p>25 A. Yes.</p> <p style="text-align: right;">Page 167</p>	<p>1 (Exhibit 6 marked for identification.)</p> <p>2 THE REPORTER: There you go.</p> <p>3 [REDACTED]</p> <p>4 [REDACTED]</p> <p>5 [REDACTED]</p> <p>6 [REDACTED]</p> <p>7 [REDACTED]</p> <p>8 [REDACTED]</p> <p>9 [REDACTED]</p> <p>10 [REDACTED]</p> <p>11 [REDACTED]</p> <p>12 [REDACTED]</p> <p>13 [REDACTED]</p> <p>14 [REDACTED]</p> <p>15 [REDACTED]</p> <p>16 [REDACTED]</p> <p>17 [REDACTED]</p> <p>18 [REDACTED]</p> <p>19 [REDACTED]</p> <p>20 [REDACTED]</p> <p>21 [REDACTED]</p> <p>22 [REDACTED]</p> <p>23 [REDACTED]</p> <p>24 [REDACTED]</p> <p>25 [REDACTED]</p> <p style="text-align: right;">Page 169</p>

Pages 166 to 169